IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

Criminal Application No 299 of 2006

in

Criminal Writ Petition No. 1735 of 2005.

Mukhtyar Makbul Mujawar. .. Applicant.

vs

Sou Khushalbi Muljatuar Mujawar
and anr. .. respondents.

Ms Nayana Thatte for the applicant.

Ms. P.H.Kantharia, Addl P.P.for the applicant.

CORAM:V.G.PALSHIKAR, Acg, C.J.&

DATE:AUGUST 31, 2006.

P.C.:-

By this application the applicant prays that he be allowed to amend prayer clause(b) in the main petition.

The main petition impugnes the order passed by the Ist Adhoc Addl. Sessions Judge, Kolhapur in criminal revision application No.468 of 2004 whereby he confirmed the order passed by the learned Magistrate under section 125 of the Code of Criminal Procedure. The order passed by the learned Magistrate, after it is confirmed by the order passed by the Addl.

Sessions Judge, merges into the order of the Addl. Sessions Judge and, therefore no separate prayer for staying the effect of that order is necessary.

With the above observations the application for amendment of prayer (b)is rejected.